

**BEFORE THE ARIZONA CORPORATION COMMISSION**

MIKE GLEASON  
CHAIRMAN  
WILLIAM A. MUNDELL  
COMMISSIONER  
JEFF HATCH-MILLER  
COMMISSIONER  
KRISTIN K. MAYES  
COMMISSIONER  
GARY PIERCE  
COMMISSIONER

IN THE MATTER OF THE APPLICATION OF  
ARIZONA-AMERICAN WATER COMPANY,  
AN ARIZONA CORPORATION, FOR A  
DETERMINATION OF THE CURRENT FAIR  
VALUE OF ITS UTILITY PLANT AND  
PROPERTY AND FOR INCREASES IN ITS  
RATES AND CHARGES BASED THEREON  
FOR UTILITY SERVICE BY ITS ANTHEM  
WATER AND ANTHEM/AGUA FRIA  
WASTEWATER DISTRICTS.

Docket No. WS-01303A-06-0403

**MOTION TO OPEN THE RECORD AND SCHEDULE A HEARING**

The Residential Utility Consumer Office (“RUCO”) and the Anthem Community Council (“Council”) request the Arizona Corporation Commission (“Commission”) open the record in Docket No. WS-01303A-06-0403 for the limited purpose of taking additional testimony to supplement the record concerning the appropriate allocation of the remaining portion of the North West Valley Treatment Facility (“NWVTF”) to the Anthem/Agua Fria District. Based on Commissioner Mayes’ Amendment #2 which passed at the Open Meeting<sup>1</sup> held on March 12, 2008 and the comments and concerns expressed by the

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<sup>1</sup> In Docket No. WS-01303A-06-0491 – Sun City Wastewater and Sun City West Wastewater.

Commissioners at the Open Meeting it would be helpful to the Commission if the record were supplemented regarding the appropriate allocation percentages that should be considered for ratemaking treatment in the Anthem/Agua Fria Districts as well as any other alternatives on an appropriate ratemaking treatment for the allocation.

It would serve no purpose to recite the procedural history of this issue. Suffice it to say that from a procedural standpoint the circumstances are unusual and at this point in the proceeding it would be beneficial for the record to be supplemented so that the Commission will have a complete record from which to make its Decision. It would further be helpful if the parties were allowed an opportunity to do some additional discovery if they felt it was necessary.

RUCO and the Council make this motion in good faith and not for the purpose of delay. RUCO and the Council's intent are solely to assure the Commission a complete record to make its final Decision. If a procedural conference is necessary, RUCO would request it be held after March 19, 2008 as both of RUCO's attorney's will be out of state prior to then.

RESPECTFULLY SUBMITTED this 13th day of March, 2008.

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Daniel W. Pozefsky  
Attorney for RUCO

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Geoffrey M. Khotim  
Attorney for the Anthem Community  
Council

AN ORIGINAL AND THIRTEEN COPIES  
of the foregoing filed this 18<sup>th</sup> day  
of December 2007 with:

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COPIES of the foregoing hand delivered/  
mailed this 18<sup>th</sup> day of December 2007 to:

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